



US Army Corps  
of Engineers  
Alaska District

# Public Notice of Application for Permit

Regulatory Branch  
CEPOA-CO-R  
Post Office Box 6898  
Elmendorf AFB, Alaska 99506-0898

**PUBLIC NOTICE DATE:** 6 June 2006

**EXPIRATION DATE:** 6 July 2006

**REFERENCE NUMBER:** POA-2000-316

**WATERWAY:** Norton Sound

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States as described below and shown on the attached plan.

**APPLICANT:** Mr. Clifton McHenry, Post Office Box 331, Nome, Alaska 99762, Phone: (907) 443-7395

**LOCATION:** The proposed project dredging operation is located within section 6, T. 12 S., R. 33 W., and the proposed staging area is located within section 33, T. 11 S., R. 33 W., Kateel River Meridian; Latitude 64.4822° N., Longitude 165.3472° W.; Tract 15, ADL 598757, Nome Public Beach; Nome, Alaska.

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**PURPOSE:** The purpose of the proposed project is to extract gold from the ocean floor sediments.

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**WORK:** The applicant proposes to use an 8-inch suction dredge to dredge approximately 9,000 cubic yards of sediment from less than one acre of navigable waters of the United States per year.

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**ADDITIONAL INFORMATION:** Because the applicant would be performing work in a Section 10 waterway, the project does not qualify for the General Permit (GP) 88-02P or any Nationwide Permit. Also, the tailings would be discharged into dredged areas and not off the side of the dredge; therefore, the project does not fall under jurisdiction of Section 404. The project would require a Section 402 permit from the Environmental Protection Agency for the discharge of the tailings. Wave and current action would contribute to returning the dredged areas to their original contours. Estimated number of sluice days per season is 90, processing 100 cubic yards of material daily. Equipment would be transported in the open-water months using a 12 to 16-foot motorized boat. The applicant would also like to experiment by operating during the winter months. The applicant would remove ice when conditions permit and a cover would be placed over the dredge. The opening would be progressively enlarged and the portable structure moved during operation. Provisions would be made to clearly mark these areas and the openings

would re-freeze as the dredging proceeds. The staging area would be on the beach and access to the site is existing.

COASTAL ZONE MANAGEMENT ACT CERTIFICATION: Section 307(c)(3) of the Coastal Zone, Management Act of 1972, as amended by 16 U.S.C. 1456(c)(3), requires the applicant to certify that the described activity affecting land or water uses in the Coastal Zone complies with the Alaska Coastal Management Program. A permit will not be issued until the Office of Project Management and Permitting, Department of Natural Resources has concurred with the applicant's certification.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, reasons for holding a public hearing.

CULTURAL RESOURCES: The latest published version of the Alaska Heritage Resources Survey (AHRS) has been consulted for the presence or absence of historic properties, including those listed in or eligible for inclusion in the National Register of Historic Places. There are no listed or eligible properties in the vicinity of the worksite. Consultation of the AHRS constitutes the extent of cultural resource investigations by the District Engineer at this time, and he is otherwise unaware of the presence of such resources. This application is being coordinated with the State Historic Preservation Office (SHPO). Any comments SHPO may have concerning presently unknown archeological or historic data that may be lost or destroyed by work under the requested permit will be considered in our final assessment of the described work.

TRIBAL CONSULTATION: The Alaska District fully supports tribal self-governance and government-to-government relations between the Federal government and Federally recognized Tribes. This notice invites participation by agencies, Tribes, and members of the public in the Federal decision-making process. In addition, Tribes with protected rights or resources that could be significantly affected by a proposed Federal action (e.g., a permit decision) have the right to consult with the Alaska District on a government-to-government basis. Views of each Tribe regarding protected rights and resources will be accorded due consideration in this process. This Public Notice serves as notification to the Tribes within the area potentially affected by the proposed work and invites their participation in the Federal decision-making process regarding the protected Tribal right or resource.

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~~Consultation may be initiated by the affected Tribe upon written request to the District Engineer during the public comment period.~~

ENDANGERED SPECIES: The project area is within the known or historic range of the spectacled and Steller's eiders. Preliminarily, the described activity is not likely to affect threatened or endangered species, or their critical habitat designated as endangered or threatened, under the Endangered Species Act of 1973 (87 Stat. 844). This application is being coordinated with the U.S. Fish and Wildlife Service and the National Marine Fisheries Service. Any comments they may have concerning endangered or threatened wildlife or plants or their critical habitat will be considered in our final assessment of the described work.

ESSENTIAL FISH HABITAT: The proposed work is being evaluated for possible effects to Essential Fish Habitat (EFH) pursuant to the Magnuson Stevens Fishery Conservation and Management Act of 1996 (MSFCMA), 16 U.S.C. et seq and associated federal regulations found at 50 CFR 600 Subpart K. The Alaska District includes areas of EFH as Fishery Management Plans. We have reviewed the January 20, 1999, North Pacific Fishery Management Council's Environmental Assessment to locate EFH area as identified by the National Marine Fisheries Service (NMFS).

We have determined that the described activity may adversely affect EFH. The proposed work may affect adult and late juvenile Yellowfin Sole, adult and late juvenile Sculpin, adult and late juvenile Alaska Paice, early juvenile Red King Crab, and early juvenile Snow Crab. This Public Notice initiates consultation requirements with the NMFS under the MSFCMA. We have insufficient information at this time to assess the cumulative effects of the proposed work on EFH, but cumulative effects will be considered in our final assessment of the described work. Any conservation recommendations regarding EFH for federally managed fish will also be considered in our final assessment of the described work. This proposed project may also adversely affect associated species such as major prey or predator species which are not covered by Fishery Management Plans.

SPECIAL AREA DESIGNATION: None.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the proposed activity and its intended use on the public interest. Evaluation of the probable impacts, which the proposed activity may have on the public interest, requires a careful weighing of all the factors that become relevant in each particular case. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. The decision whether to authorize a proposal, and if so, the conditions under which it will be allowed to occur, are therefore determined by the outcome of the general balancing process. That decision should reflect the national concern for both protection and utilization of important resources. All factors, which may be relevant to the proposal, must be considered including the cumulative effects thereof. Among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. For activities involving 404 discharges, a permit will be denied if the discharge that would be authorized by such permit would not comply with the Environmental Protection Agency's 404(b)(1) guidelines. Subject to the preceding sentence and any other applicable guidelines or criteria (see Sections 320.2 and 320.3), a permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

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The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, ~~modify, condition or deny a permit for this proposal.~~ To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

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Comments on the described work, with the reference number, should reach this office no later than the expiration date of this Public Notice to become part of the record and be considered in the decision. Please contact Julie Woodke at (907) 753-2712, toll free from within Alaska at (800) 478-2712, or by email at [julie.a.woodke@poa02.usace.army.mil](mailto:julie.a.woodke@poa02.usace.army.mil) if further information is desired concerning this notice.

AUTHORITY: This permit will be issued or denied under the following authority:  
(X) Perform work in or affecting navigable waters of the United States - Section 10  
Rivers and Harbors Act 1899 (33 U.S.C. 403).

A plan and Notice of Application for Certification of Consistency with the Alaska  
Coastal Management Program are attached to this Public Notice.

District Engineer  
U.S. Army, Corps of Engineers

Attachments

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Multi Year 2006 - 2010

JAK  
5/23/06

STATE OF ALASKA  
ANNUAL PLACER MINING APPLICATION (APMA)  
SUCTION DREDGE OPERATION

APMA NO: F069619

APPLICANT AND SITE INFORMATION		
What type activity are you planning to perform? (1) <input type="checkbox"/> Exploration <input type="checkbox"/> Reclamation <input type="checkbox"/> Access Equipment <input checked="" type="checkbox"/> Suction Dredging/Reclamation	Is This Activity Within Alaskan Coastal Zone Boundaries? (2) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Are the mineral properties? (3) <input checked="" type="checkbox"/> State <input type="checkbox"/> Federal <input type="checkbox"/> Private (Patented) <input type="checkbox"/> Private (Native Corp Land)
Check, as appropriate, and indicate permit number, if any of the following agencies have issued permits for these mineral properties: (4) <input type="checkbox"/> EPA - NPDES Wastewater Discharge Permit No: <input type="checkbox"/> Corps of Engineers "404" Permit No:		
Name of ALL Mineral Property Owners: (5) (Attach Separate Sheet If Necessary) Clifton W. McHenry	Lessee: (6)	Operator: (7)
Mailing Address (Winter): PO Box 331 Nome, AK 99762	Mailing Address (Winter):	Mailing Address (Winter):
Mailing Address (Summer): PO Box 331 Nome, AK 99762	Mailing Address (Summer):	Mailing Address (Summer):
Home Phone (Winter): 907-443-7395	Home Phone (Winter):	Home Phone (Winter):
Home Phone (Summer): 907-443-7395	Home Phone (Summer):	Home Phone (Summer):
Work Phone (Winter): 907-443-9107	Work Phone (Winter):	Work Phone (Winter):
Work Phone (Summer): 443-9107	Work Phone (Summer):	Work Phone (Summer):
FAX:	FAX:	FAX:
E-mail: audredge@nome.net	E-mail:	E-mail:

Federal EIN Number: (8) 566-78-2267	Number of Workers: (9) N/A	Intended Start-up/Shut Down (Month/Day) (10) June 2006 to Dec 2011
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Mining District: (11) Cape Nome	Applicable U.S.G.S. Quad Map: (12) Nome B-1	On What Stream Is This Activity? (13) N/A
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Legal Description of Mineral Properties To Be Worked (Township; Range; Section; Meridian): (14) T11S, R33W, Sec 33 + T12S, 33W, Sec 6 Kateel River Meridian
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LIST ONLY MINERAL PROPERTIES WITH CURRENT DISTURBANCE AND/OR THOSE ON WHICH SUCTION DREDGE ACTIVITY WILL OCCUR (ATTACH ADDITIONAL SHEETS AS NECESSARY) (15)

	ADL/BLM/USMS NUMBER	PROPERTY NAME		ADL/BLM/USMS NUMBER	PROPERTY NAME
1.	590757	Tract 15	7.		
2.			8.		
3.			9.		
4.			10.		
5.			11.		
6.			12.		

RECEIVED

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DESCRIPTION OF OPERATIONS (16)

List equipment to be used (Type; Size; Purpose; and Number of Each): 8" Dredge 40 hp - 14-16' Boat

ATV - Pick-up - small trailer

List any equipment that will be crossing streams during suction dredge activities. (17)

N/A

List any equipment that will be used in the stream during suction dredge activity.

ACCESS OUTSIDE OF CLAIM BLOCK (18)

Access across state land may require a "Land Use Permit" from the Division of Mining, Land & Water. Access across federal land requires approval of the managing federal agency. Access across private property, including native corporation lands, mental health trust lands, and other private property, may require authorization from the private property owner. It is the responsibility of the applicant to contact the appropriate managing landowner to assure all required permits for access are obtained.

A completed access map must be submitted with your APMA. Copies of U.S.G.S. topographic maps at a scale of 1"=1 mile must clearly indicate the proposed access route from start to finish and include appropriate legal descriptions (township and range) on each map sheet. The quadrangle map name should also be indicated (Healy A-3, etc.). Paper size should be limited to 8 1/2" x 11". Do not tape maps together.

Access is: ☒ Existing    ☐ To Be Constructed    ☐ Both (Explain): \_\_\_\_\_

If access is to be constructed, indicate: Type: \_\_\_\_\_ Length: \_\_\_\_\_ Feet Width: \_\_\_\_\_ Feet Depth: \_\_\_\_\_ Feet

A Right-of-Way (ROW) Permit is required from the Department of Natural Resources, Division of Mining, Land & Water, to construct access on state land outside a claim block. "Construction" is the use of mechanized equipment to create or improve access, including dropping the blade or bucket, and/or adding gravel to the surface. Contact the Division of Mining, Land & Water, in Anchorage (907) 269-8847, or Fairbanks (907) 451-2793 to determine if a ROW permit is required - applications may require six month to one year to process. NOTE: Any access constructed across "wetlands", including within your claim block, may require a Corps of Engineers (COE) "404" permit. It is the responsibility of the applicant to contact the COE for a determination as to whether or not this permit is required.

Indicate Type(s) of Access:

☒ All Season Road - A road intended to be used during all seasons of the year without causing long term damage to the road.

☐ Cross Country Trail - Travel is off an all season road with equipment/vehicles other than a standard 4-wheel drive pick-up truck, snowmobile, or 4-wheeler/6 wheeler All Terrain Vehicle (ATV), provided the vegetative mat is not killed or broken. Note, travel on a trail intended for winter use only is considered a cross-country trail. A performance guarantee for cross-country travel on state lands may be required. If required, it must be received before a permit will be issued and will be released after travel is completed and no trail damage has occurred.

☐ Airstrip - Indicate length: \_\_\_\_\_ Feet    ☐ River

If you are transporting equipment and/or fuel on a cross country trail, please complete the following:

1) List all equipment and vehicles being transported Dredge - ATV - Pick-up - Trailer

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2) Are you transporting fuel? ☒ Yes    ☐ No    If "yes", indicate type and amount: Gasoline in 5 gal Containers

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3) Are you transporting other petroleum products? ☒ Yes    ☐ No    If "yes", indicate type and amount: Gasoline 5 gal Containers - Oil in One Quart Containers

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4) How are the fuel/petroleum products contained? (i.e., drums, bladders, steel tanks, etc.) Indicate size of each container: In plastic Containers

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5) How are the fuel/petroleum products being transported (i.e., skid-mounted tank; trailer; 55 gallon drums on skid; tanker truck, etc.)? 5 gal in vehicles - secured as needed

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6) Indicate proposed dates for each period of cross country travel: Year Round

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NOTE: All cross-country travel must be specifically authorized by the appropriate land manager(s) prior to the commencement of travel. Travel may not be authorized if trail conditions indicate damage could occur.

MINING METHOD		(19)
Indicate Size of Dredge(s) Used in Operation:		
<input checked="" type="checkbox"/> Suction Dredge # 1: Nozzle Size: <u>8</u> Inches -- Engine HP: <u>40</u>		
<input checked="" type="checkbox"/> Suction Dredge # 2: Nozzle Size: <u>8</u> Inches -- Engine HP: <u>40</u>		
ESTIMATED: Sluice Days This Season: <u>90</u> Cubic Yards of Material To Be Processed: Daily: <u>100</u> Annually: <u>9000</u>		

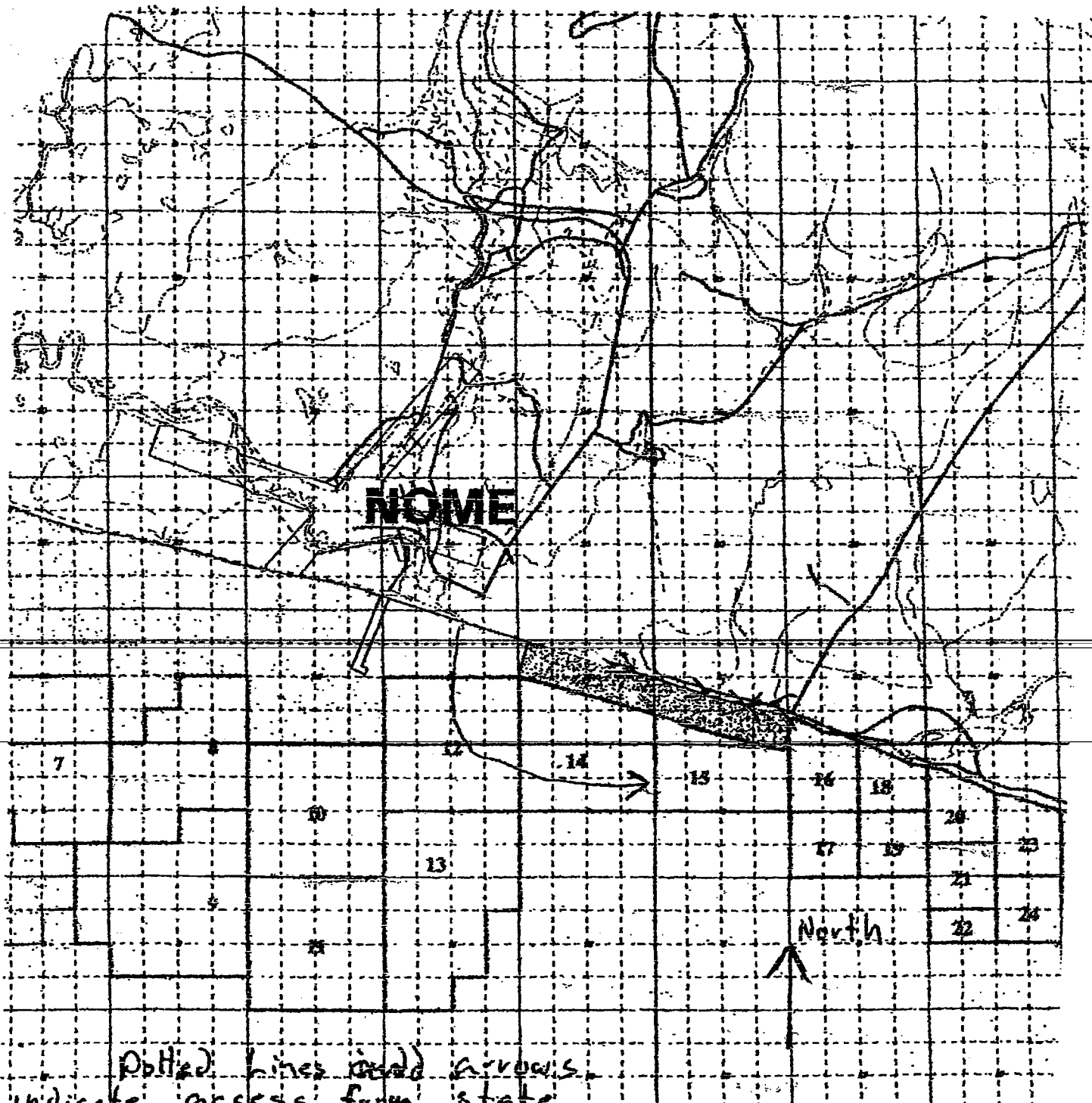
STRUCTURES/FACILITIES		(20)
(Placement and use of any surface structure must be requested in writing and approved in advance) (Include location, claim name and number, on sketch sheet and topographic map)		
<input type="checkbox"/> Camp facilities not required		
<input type="checkbox"/> Request use of existing facilities (Indicate number of each):		
<input type="checkbox"/> Frame _____	<input type="checkbox"/> Log Structure _____	<input type="checkbox"/> Trailer _____ <input type="checkbox"/> Tent/Tent Frame <u>X</u>
<input type="checkbox"/> Request authorization to construct or place (Indicate number of each):		
<input type="checkbox"/> Frame _____	<input type="checkbox"/> Log Structure _____	<input type="checkbox"/> Trailer _____ <input type="checkbox"/> Tent/Tent Frame _____

FUEL		(21)
Volume Stored: <u>10</u> Gallons	Indicate Distance Stored From Flowing Waters: <u>500</u> Feet	
Type of Storage Container: <input type="checkbox"/> Tanks Larger Than 660 Gallons <input type="checkbox"/> Tanks Less Than 660 Gallons <input type="checkbox"/> Fuel Bladder <input type="checkbox"/> 55 Gallon Drums		
<input type="checkbox"/> Other (Specify): <u>5 gal gasoline - oil - one quart containers</u>		
Are Fuel Containment Berms Around Storage Containers?: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Is Berm Area Lined? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

Notice of Intent for the ENVIRONMENTAL PROTECTION AGENCY (EPA) NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) 2000 GENERAL PERMIT (GP)		(22)
Do you want this APMA to act as an application (NOI) for the EPA NPDES General Permit? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Indicated name of waterbody into which the discharge flows: <u>Norton Sound</u>		
Signature of Permittee: <u>William W. McHenry</u>		
I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.		

Stream By-Pass Or Diversion?		(23)
<input checked="" type="checkbox"/> Not required <input type="checkbox"/> Existing <input type="checkbox"/> To Be Constructed		
Is Stream By-Pass? <input type="checkbox"/> Permanent <input type="checkbox"/> Temporary		
(Indicate on mine plan diagram): Length: _____ Width: _____ Depth: _____		
Average stream bed material size: <input type="checkbox"/> Bedrock <input type="checkbox"/> Boulder <input type="checkbox"/> Cobble <input type="checkbox"/> Gravel <input type="checkbox"/> Sand <input type="checkbox"/> Silt/Clay		

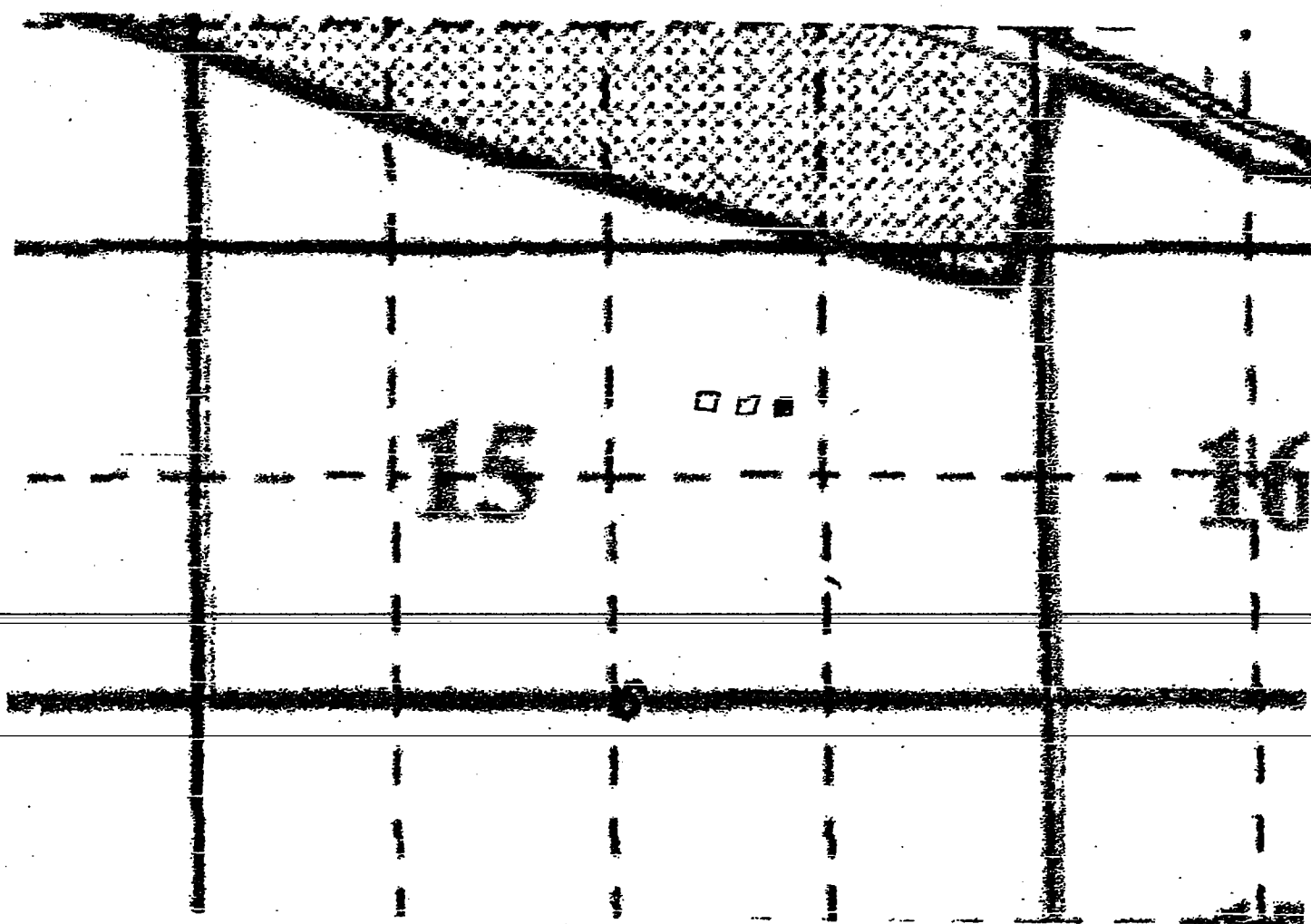
WATER USE AUTHORIZATIONS		(24)
Water usage (including water used in a 100% recycle system) may require authorization by either a Temporary Water Use Permit or a Water Rights Permit or Certificate. Information provided in the Make-Up Water Supply and Recycle/Settling Pond System sections of this application will be used to determine the quantity of water that you can be authorized to use for your mining operation.		
Do you currently have a Water Rights Permit or Certificate? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, please indicate ADL/LAS Number: _____		
(If no, please contact a Division of Mining, Land & Water, Water Resource Section, to determine what type of water uses authorization you will require for your project, in Fairbanks @ (907) 451-2790)		
Quantity of water required for dredge operation _____ gpd.		



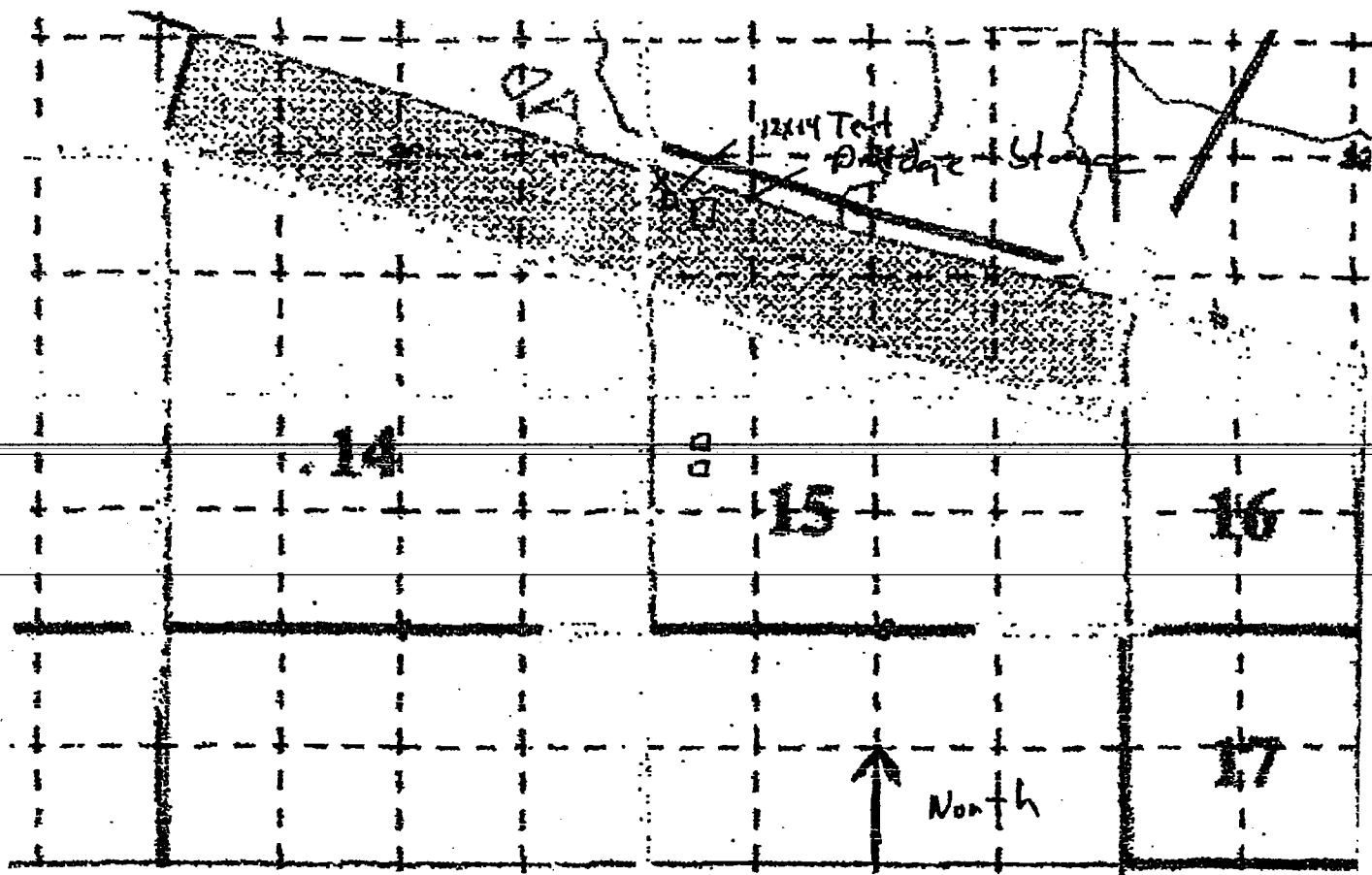
Dotted lines and arrows indicate access from state highway and port of Nome.



Will use portable structures as per mining narrative  
over dredge and to use as storage / warm-up.



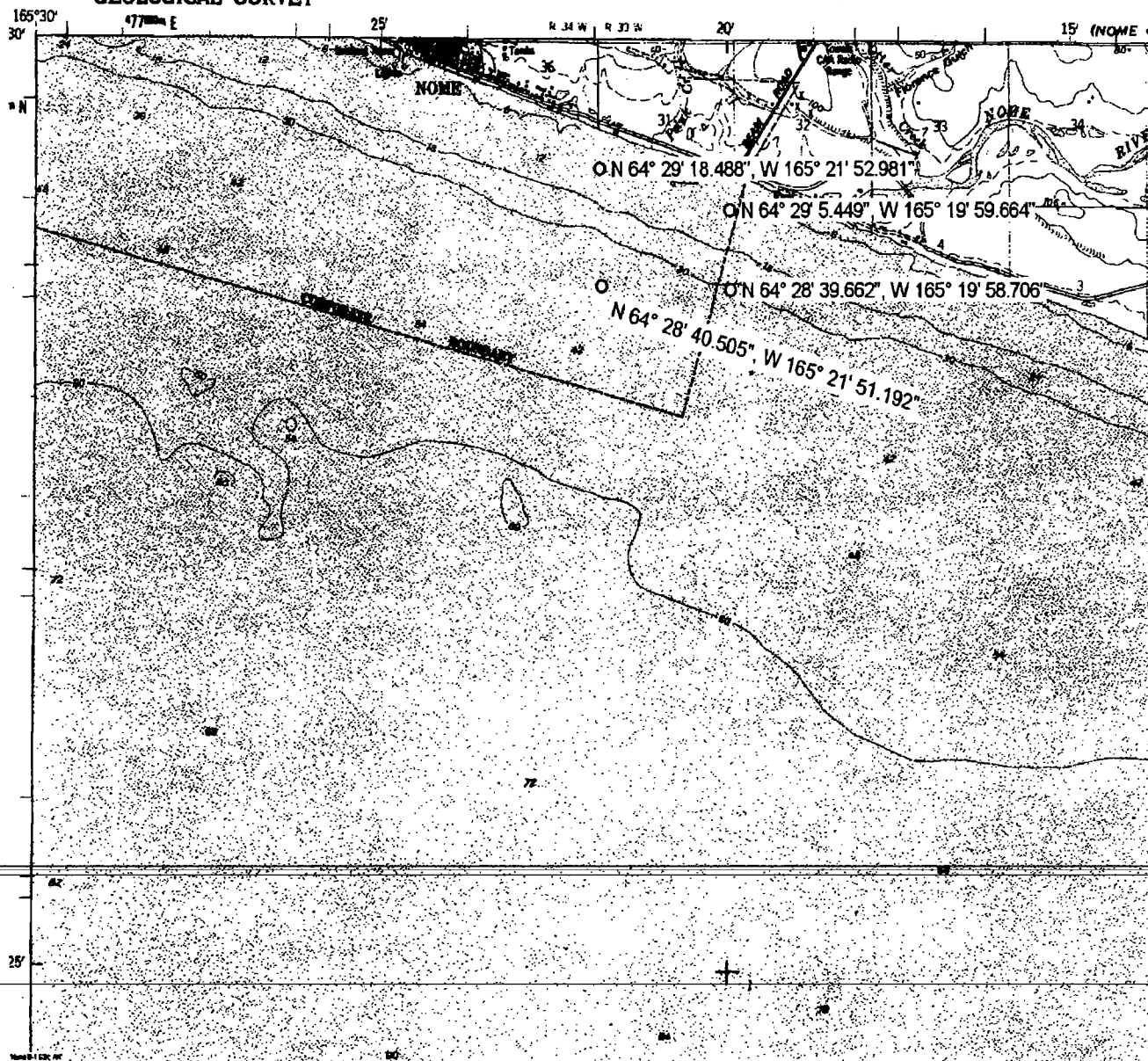
Not to Scale: Shaded Area represents re-frozen ice.  
Lines indicate access through ice for access and t



#### Legend

- Temporary Structures to cover dredge during Ice mining and portable tent structures for support purposes
- X - Temporary Storage of Fuel

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
GEOLOGICAL SURVEY



POA-2000-316  
Norton Sound  
May 2006  
Sheet 7 of 10

May 14, 2006

**Mining Plan Narrative:**

The mining operation is designed to economically recover gold and complete acceptable reclamation in an environmentally sound manner. The mining will proceed as follows:

Use of an 8 inch suction dredge in the boundaries of Tract 15, ADL 598757. Dredging will be done in a manner that will allow tailings to fall into dredged areas as dredging proceeds. Wave and current action will contribute to returning dredged areas to their original contours.

Another aspect of this operation would entail winter operations. This would require removal of ice when conditions permit and having a covered structure over the 8 inch dredge. The opening would be progressively enlarged, and the portable structure moved, as the dredging continues. Provisions would be made to clearly mark these areas and the openings would re-freeze as the dredging proceeds. An additional portable structure (8' X 12') would be required for support services. This technique is highly experimental and may not prove feasible.

I plan to access the claim from the port of Nome and from the beach in front of Tract 15, ADL 598757, using a 12-16 foot motorized boat. I plan to haul out the dredge during some periods of non-usage. I also plan to tow the dredge into the harbor for repairs and extended periods of down time. During ice mining operations I plan to use a snow machine.

I plan to stage my operation from the beach in front of Tract 15, ADL 598757. This area is within the public recreational mining area. This will be done in a manner that does not impede the passage of people or vehicles, nor impede the access of recreational dredges. I plan to erect a small wall tent (12' X 14') for warm up, changing of clothes and storage of misc. items. I plan to use an ATV and a ½ ton 4 X 4 pick-up truck for hauling fuel and equipment. Fueling will be accomplished using 5 gallon plastic containers. I will store small no more than 20 gallons of fuel and one gallon of oil on site.

I plan to conduct my operations in a manner consistent with the stipulations as stated in ADL 598757, pages 7, 8 & 9. This project was previously approved under APMA F049619 and there are no variations from the previously approved plan.

I would like to thank all involved with this project for their help and I look forward to good rapport and co-operation.

Best Regards,

Clifton W. McHenry  
Owner/ Sole Proprietor of Tract 15, ADL 598757

APMA # \_\_\_\_\_

## COASTAL ZONE MANAGEMENT (CZM) CERTIFICATION STATEMENT

If your proposed project is located within Alaskan Coastal Zone Management (ACZM) boundaries, it will be necessary for you to sign the certification statement below, answer the questions concerning current permits, and include this sheet with your completed Annual Placer Mining Application (APMA). This statement will be forwarded to the Division of Governmental Coordination (DGC) for annual review of your operation and retention in your project file. DGC will begin the State's review upon receipt of your APMA from the Division of Mining, Land & Water Management (DOML&W). Should a federal permit require this certification, a copy will be forwarded to the appropriate federal agency.

Section 307(c)(3)(A) of the Coastal Zone Management Act of 1972, as amended by 16 USC 1456c(3), requires a permit applicant intending to conduct activities affecting land or water uses in Alaska's coastal areas to provide certification the activities will comply with the standards of the Alaska Coastal Management Program (ACMP).

If you are located in the coastal zone, and the project requires permits from two or more State or Federal agencies, the Division of Government Coordination (DGC) will coordinate the States annual review of your operation. DGC will begin the State's review upon receipt of your APMA from the Division of Mining, Land and Water (DML&W).

If you need a Corps of Engineers (COE) Permit and an Individual Permit (IP) is required, we strongly recommend you apply for it at your earliest convenience. The process can take several months and your coastal zone consistency determination may need to be amended if a COE permit is issued.

- ☐ This is a new operation, not previously reviewed for consistency with standards of the Alaska Coastal Management Program (ACMP).
- ☒ This is a continuation of an on-going project, previously found consistent with standards of the Alaska Coastal Management Program (ACMP) – no changes have been made.
- ☐ This is a continuation of an on-going project, previously found consistent with standards of the Alaska Coastal Management Program (ACMP) and the following changes, as described below, are being proposed. If these changes are determined significant, I understand a new consistency review of my operation may be required.

### Certification Statement

I certify that, to the best of my knowledge and belief, the proposed activity described in this Annual Placer Mining Application (APMA) complies with the approved Alaska Coastal Management Program (ACMP) and will be conducted in a manner consistent with such program.

Clifton W. McHenry  
(Applicant Signature)

May 18 - 06  
(Date)

### **Division of Mining, Land & Water Use Only:**

The following APMA will not require a review for consistency with the ACMP.  
F9619, Clifton McHenry

This APMA has been previously found consistent with the ACMP and will not require an additional review.

Megan Marie, 5/2/05

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Norton Sound  
May 2006  
Sheet 9 of 10

CZM Certification Statement  
(Rev 10/00)

# RECLAMATION

(26)

Check One: ☐ RECLAMATION PLAN  
(Mined Area 5 Acres Or Greater)☒ LETTER OF INTENT TO DO RECLAMATION  
(Mined Area Less Than 5 Acres)

In accordance with Alaska Statute 27.19, reclamation is required of all mining operations. Reclamation bonding is required of mining operations with a mined area (all portions of a mining operation excluding camp and roads) of 5 acres or greater. Completion of this application will meet the requirements for a "Reclamation Plan" for operations 5 acres and larger in size on state land and "Letter of Intent To Do Reclamation" for operations under 5 acres. If you do not intend to use the reclamation methods presented below, please provide additional information concerning your plans for reclamation under separate attachments.

Total acreage currently disturbed: 0 acres. This should match: "Total Unreclaimed Acres" on your 2005 Annual Reclamation Statement for Small Mines, or line #7 on your 2006 Bond Pool Renewal Form. (Disturbed ground includes stripped areas; mining cuts; overburden and tailing stockpiles and disposal areas; stream by-passes; settling ponds and any other areas disturbed since October 1991 (State mining claims or Private lands) or 1981 (Federal mining claims); and are currently unreclaimed. Federal operators include area of camp and roads.

New acres to be disturbed in 2006: 1 acres.

Total acreage (currently disturbed plus new acres): 1 acres.

Of this acreage: 1 acres are State land. 0 acres are Private land. 0 acres are Federal land.

Total acreage to be reclaimed in 2006: 1 acres; and:

- ☒ Reclamation will be conducted concurrently with mining.  
☐ Reclamation will be conducted at the end of the mining season.

Total volume of material to be disturbed in 2006: 1000 cubic yards. (Including strippings and overburden to be removed)

The following reclamation measures shall be used. (These measures are required by law. Those that do not apply may be crossed out; but, an explanation must be given as to why these measures are not necessary at your site.)

## 1. Stream Suction Dredge Operations:

- Reclamation shall be completed prior to the end of the mining season. Reclamation shall consist of leveling or contouring all gravel bar and stream bed tailings. Tailings shall be left in such a manner that spring run off will level the tailings without causing undue erosion. In no case will tailing piles extend more than 18 inches above the water surface at the end of the mining season.
- Prior to the end of the mining season, tailing piles, berms, or wing dams will be removed or left in such a manner to allow unrestricted passage of fish and flood waters.
- All buildings and structures constructed, used or improved, on State land, will be removed, dismantled, or otherwise properly disposed of at the completion of mining. The campsite will be cleaned up and left free of debris.
- Other: \_\_\_\_\_

## 2. Offshore Suction Dredge Operations:

- Tailings discharged from the dredge to the sea floor shall be placed in a manner that will approximate the adjacent sea floor surface. The dredge shall be moved as necessary to allow for the proper low profile distribution of tailings. Tailings shall be placed in a manner that will maintain a water depth suitable for safe passage of sea traffic. Blockage of the dredge area to navigation is prohibited.
- All buildings and structures constructed, used or improved, on State land, will be removed, dismantled, or otherwise properly disposed of at the completion of mining. The campsite will be cleaned up and left free of debris.
- Other: \_\_\_\_\_

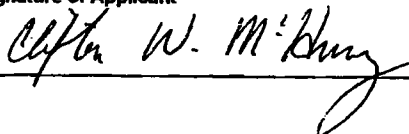
### IMPORTANT:

- Alternative reclamation measures may be approved if the reclamation measures presented above are not applicable to your site. Please explain in separate correspondence. Submit a sketch and describe additional reclamation measures you propose to conduct at your mining operation. Reclamation measures must comply with Alaska Statute 27.19.
- Federal land managers may require reclamation measures different to those identified above.

### BONDING

In accordance with Alaska Statute 27.19, bonding is required for all mining operations having a mined area of five acres or greater on state land. This area must be bonded for \$750.00 per acre, unless the miner can demonstrate that a third party contractor can do the required reclamation for less than that amount. A Statewide bonding pool has been established and may be joined by completing the bond pool application form. Federal land managers may have additional bonding requirements. Use bond form to calculate area of disturbance for bonding.

Signature of Applicant



Relationship to Claim(s)

☒ Owner ☐ Lessee ☐ Operator ☐ Agent for

Date

5-18-06

# STATE OF ALASKA

OFFICE OF THE GOVERNOR

**DEPARTMENT OF NATURAL RESOURCES  
OFFICE OF PROJECT MANAGEMENT AND PERMITTING**

ALASKA COASTAL ZONE MANAGEMENT  
550 WEST 7<sup>TH</sup> AVENUE, SUITE 1660  
ANCHORAGE, ALASKA 99501-3568

**NOTICE OF APPLICATION  
FOR  
CERTIFICATION OF CONSISTENCY WITH THE  
ALASKA COASTAL MANAGEMENT PROGRAM**

Notice is hereby given that a request is being filed with the Office of Project Management and Permitting for a consistency determination, as provided in Section 307(c)(3) of the Coastal Zone Management Act of 1972, as amended [16 U.S.C. 1456(c)(3)], that the project described in the Corps of Engineers Public Notice No. **POA-2000-316, Norton Sound**, will comply with the Alaska Coastal Management Program and that the project will be conducted in a manner consistent with that program.

The Office of Project Management and Permitting requests your comments, particularly on the proposed project's consistency with the affected local coastal district management program. For more information on the consistency review contact OPMP at (907) 269-7470 or (907) 465-3562, or visit the ACMP web site at <http://www.gov.state.ak.us/gdc/Projects/projects.html>.

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